GROUP EXHIBIT 5



RE: Incident Report

Date: 15 JUNE 2024
Time of Incident: 1630
Name: Chris Miller
Position: Moster

Position: Master

Manager: Lenny Baldassare Division: Carver Marine Towing

Description of incident in your own words:

While off watch in my room I felt the vessel slow down and felt us sliding. I went up to the wheelhouse to check on the Mate and he informed me that had gotten out of shape upon his approach to the bridge. He was able to safely maneuver the tug and to through the bridge resting on some bridge fendering. I stayed up with him as we navigated through. The event was submitted into our log. There was no damage to the tug, tow, or bridge as we had full steering and propulsion coming through the bridge.

Christopher Miller
Master- MACKENZIE ROSE
Carver Marine Towing

Christoph Mille

1	Α.	Yes.	
2	Q.	And then the 6:00 p.m. to	
3	midnight -	_	
4	Α.	Yes.	
5	Q.	watch, right?	
6	Α.	Yes.	
7	Q.	There's information that the	
8	incident t	he with Belt Line Bridge was in	
9	the late afternoon of June 15th		
10	Α.	Yes.	
11	Q.	around 4:30 p.m.?	
12	A.	Yes.	
13	Q.	What were you doing at the	
14	time?		
15	A.	I was asleep.	
16	Q.	Does every member of the crew	
17	have their	own bunk on the	
18	A.	Yes.	
19	Q.	Mackenzie Rose?	
20	Α.	Yes.	
21	Q.	Did you get a room too or is it	
22	just a bun	k?	
23	Α.	A room.	
24	Q.	Okay. That's what I thought,	
25	but I just	want to understand.	

1		So you had gone off watch at
2	noon, right	t?
3	A.	Yes.
4	Q.	And what's your, kind of,
5	normal rou	tine then? You have lunch before
6	you go lay	down and get some sleep?
7	A.	Not really. I just there's
8	jump in a	rack.
9	Q.	Okay. And then when you get
10	up, you ea	t?
11	A.	Yes.
12	Q.	Okay. What was the first
13	indication	or information that you got on
14	June 15th,	2024 that there'd been an
15	incident w	ith the bridge?
16	A.	It felt like the boat just
17	stopped, an	nd I went up to the warehouse and
18	I asked the	e captain if everything was okay.
19	He was like	e, yeah, and I got back in bed.
20		THE REPORTER: And you got back
21	in bed?	
22	A.	Yes, I did.
23	Q.	So there was at least
24	some en	ough of a sensation while you
25	were sleep:	ing to wake you up?

1	I was in E	lorida. I wasn't here.	
2	Q.	You were off?	
3	A.	Yes.	
4	Q.	So you told us that this is the	
5	first time	e you've ever been in a	
6	deposition	ı.	
7		Have you ever testified before?	
8	A.	No, sir.	
9	Q.	How did you first learn about	
10	the allisi	on with the Norfolk & Portsmouth	
11	Belt Line Bridge?		
12	A.	What do you mean by that?	
13	Q.	Do you know what the term	
14	allision m	neans?	
15	A.	Yes.	
16	Q.	Okay. It means a vessel	
17	hitting a	fixed object, right?	
18	A.	(Nodding.)	
19	Q.	So my question is, how did you	
20	learn about that for the first time? What		
21	informed you of the fact that the		
22	vessel the tug, or barge had hit the		
23	Belt Line Bridge?		
24	A.	We just came to a complete	
25	stop. Tha	it's all that I know.	

		-
1	Q.	So what were you doing at the
2	time that	it happened?
3	A.	I was in the galley cooking and
4	cleaning,	and putting food away.
5	Q.	When was the meal served during
6	your watch	?
7	A.	Don't know.
8	Q.	So but you were still
9	cooking?	
10	A.	Yes.
11	Q.	And you were also cleaning. I
12	assume you	mean cleaning utensils or plates
13	or that so	rt of thing; is that right?
14	A.	Yes, sir.
15	Q.	There's no dishwasher on that
16	boat?	
17	A.	No, sir.
18	Q.	And in terms of putting food
19	away, what	were you doing?
20	A.	Like putting in the
21	refrigerat	or.
22	Q.	Okay. I'm just trying to
23	understand	what you mean by that.
24	A.	I know.
25	Q.	It's not like put it in the

	June 16, 2025
1	Q. Gotcha. Does the deck of the
2	barge sit below the bow of the
3	barge excuse me.
4	Does the deck of the barge sit
5	below the bow of the tug when it's made up
6	in push gear?
7	A. It depends on the weight.
8	Q. Do you recall from this
9	particular arrangement whether it was
10	A. We were our bow was above
11	the barge, yes.
12	Q. And you said the barge was
13	loaded with some kind of stanchions?
14	A. Yes.
15	Q. So when the allision occurred,
16	where were you?
17	A. I was in my room.
18	Q. All right. You remember what
19	you were doing in your room?
20	A. I remember I was filling out
21	information into my logs.
22	Q. Okay. In the paper log or in
23	the book?
24	A. No, in the book.

Okay, got it.

In the book.

25

Q.

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1	And tell us what, I don't know, got your
2	attention or made you think that you needed
3	to go check on things?
4	A. I felt all of a sudden a roll
5	forward and a stop. And whenever there's
6	something that isn't normal, it's get up
7	and figure it out what it is. There were
8	no alarms, nothing went crashing, but I
9	immediately went up to the wheelhouse to
10	see what happened and saw the Railroad
11	Bridge and Jimmy was already maneuvering
12	around it and fixing it.
13	And then I went down to the
14	engine room and checked everything down
15	there and checked the stuffing boxes, make
16	sure because we have wet boxes that let
17	water in to cool the shafts and make sure
18	that not too much water was going in and
19	whatnot.
20	There's certain things that I
21	checked, checked the engines and make sure
22	everything is running as it should.
23	Q. You referred to Jimmy. Is that
24	Captain James Morrissey?

Yes, sir. I'm sorry.

25

A.